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Attorney for Plaintiffs

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

SELINA KEENE, MELODY FOUNTILA, MARK) Case No.: 4:22-cv-01587-JSW
MCCLURE,)

Plaintiffs,

v.

CITY AND COUNTY OF SAN FRANCISCO;
LONDON BREED, Mayor of San Francisco in her
official capacity; CAROL ISEN Human Resources
Director, City and County of San Francisco, in her
official capacity; DOES 1-100,

Defendants.

) **PETITION TO ENTER AN ORDER**
) **PURSUANT TO THE NINTH**
) **CIRCUIT'S MEMORANDUM**

) Date: July 28, 2023

) Time: 9:00 AM

) Judge: The Honorable Jeffrey S. White

1 Russell Davis declares:

2 1. I am the attorney of record for the Plaintiffs herein. I have personal knowledge of the
3 facts in this matter and if called to testify regarding them I would and could do so competently.

4 2. On May 15, 2023 (Docket no. 64), the Ninth Circuit Court of Appeals entered a
5 Memorandum stating grounds for its remand of Plaintiffs Motion for Preliminary Injunction. On
6 June 5, 2023, (Docket no. 71) that same court entered its Mandate, which constitutes the formal
7 mandate of this Court issued pursuant to Rule 41(a) of the Federal Rules of Appellate Procedure.

8 3. This case is subject to this court's further order re: the Ninth Circuit's Memorandum.
9 My clients will be prejudiced by further delay in entering said order. Wherefore Plaintiffs request
10 the Court to enter an order consistent with the Ninth Circuit's remand.

11 Dated: June 13, 2023

12 /s/ Russell Davis
13 Russell Davis
14 PACIFIC JUSTICE INSTITUTE

15 *Attorney for Plaintiffs*
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